

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Joseph F. Bringley et al.

**ARTICLE FOR INHIBITING
MICROBIAL GROWTH**

U.S. Serial No. 10/823,453

Filed: 13 April 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Group Art Unit: 1724

Examiner: Peter A. Hruskoci

Confirmation No.: 6123

Sir:

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT FOR CONSIDERATION BY THE OFFICE
UNDER 37 C.F.R. 1.97-1.99

Enclosed herewith are patents and/or publications for consideration by the Patent and Trademark Office in regard to the invention claimed in the above-described application. In compliance with §1.56, such documents are listed in the enclosed Form EKC-1449.

Applicants request that the Patent and Trademark Office make of record the above-identified documents. A full text copy of each document is attached, except for copies of U.S. patents and U.S. patent application publications. For documents not in English, an English translation or an equivalent English language patent or publication may be attached. Where a translation is not available, a concise explanation of the relevance of each document not in English is included either here or in the specification.

This Information Disclosure Statement (hereinafter "Statement") is submitted according to the following selected paragraph:

- I. ☐ This Statement is being filed under §1.97(b) within three months of the filing date of the application (other than a CPA), or before the mailing of a first Office action on the merits or before the mailing of a first Office action after the filing of a request for continued examination.
- II. ☒ This Statement is being filed under §1.97(c), with fee, **prior** to the mailing date of any of a final action, a notice of allowance or an action that otherwise closes prosecution in the application. Please charge the fee required by §1.17(p) to Eastman Kodak Company Deposit Account 05-0225. A duplicate copy of this Certification is enclosed.

III. ☐ This Statement is being filed under §1.97(c), with a certification under, §1.97(e) **prior** to the mailing date of any of a final action, a notice of allowance or an action that otherwise closes prosecution in the application. The undersigned hereby states that (check one):

☐ each item of information contained in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.


☐ no item of information in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification under §1.97(e) after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this Statement.

IV. ☐ This Statement is being filed under §1.97(d), with fee and certification under §1.97(e), on or after the mailing date of either a final action, a notice of allowance (but prior to payment of the issue fee) or an action that otherwise closes prosecution in the application. Please charge the fee required by §1.17(p) to Eastman Kodak Company Deposit Account 05-0225. A duplicate copy of this Certification is enclosed. The undersigned hereby states that (check one):

☐ each item of information in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.

☐ no item of information in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification under §1.97(e) after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this Statement.

Respectfully submitted,



Eugene I. Shkurko
Attorney for Applicants
Registration No. 36,678

EIS:cvn

Telephone: 585-253-0123

Facsimile: 585-477-4646

Enclosures

If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.

FORM EKC-1449

Atty. Docket No.

87834/TJS/EIS
Customer No. 01333

Serial No.

10/823,453

If AFTER the later date of the first Office Action or 3 months from filing, use only with Rule 97(E) Certificate or Fee

Applicant:

Joseph F. Bringley et al.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use several sheets if necessary)

Filing Date

13 April 2004

Group

1724

U.S. PATENT DOCUMENTS

Examiner Initial*	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS

Examiner Initial*	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	Natrajan et al., "Efficacy of Nisin-Coated Polymer Films to Inactivate Salmonella Typhimurium on Fresh Broiler Skin", Journal of Food Protection, vol. 63, no. 9, September 2000 (2000-09), pages 1189-1196, XP009042192
	Cha Dong Su et al., DATABASE BIOSIS [Online]; BIOSCIENCES INFORMATION SERVICE, 2002, "Antimicrobial Films Based on Na-alginate and kappa-carrageenan", XP002350316, Database accession no. PREV200300049865
	Hoffman K L et al., DATABASES BIOSIS [Online]; BIOSCIENCES INFORMATION SERVICE, June 2001 (2001-06), "Antimicrobial Effects of Corn Zein Films Impregnated with Nisin, Lauric Acid, and EDTA", XP002350317, Database accession no. PREV200100315943

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.